

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

ROBERT DE VITO, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

LIQUID HOLDINGS GROUP, INC.,  
BRIAN M. STORMS, KENNETH D.  
SHIFRIN, PETER R. KENT, RICHARD  
SCHAEFFER, BRIAN FERDINAND,  
JAY BERNSTEIN, DARREN DAVY,  
DAVID FRANCESCANI, WALTER  
RAQUET, THOMAS ROSS, VICTOR  
SIMONE, JR., DENNIS SUSKIND,  
ALLAN ZAVARRO, and SANDLER,  
O'NEILL & PARTNERS, LP.,

Defendants.

Civil Action No. 2:15-cv-06969-KM-JBC

**[PROPOSED] ORDER GRANTING  
MOTION BY ROBERT D. KELLER  
TO DISMISS THE AMENDED  
COMPLAINT**

**THIS MATTER** having been opened to the Court by DLA Piper LLP (US), attorneys for defendant Robert D. Keller, by way of a motion to dismiss the amended complaint pursuant to Rules 9(b) and 12(b)(6) of the Federal Rules of Civil Procedure, and the Court, having considered the submissions relied upon in support thereof and any opposition thereto, and having heard the argument of counsel, and good cause appearing;

**IT IS** on this \_\_\_\_ day of \_\_\_\_\_, 2017,

**ORDERED** that Mr. Keller's motion to dismiss the amended complaint is **GRANTED** with prejudice.

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Honorable Kevin McNulty  
United States District Judge